

### **REMARKS**

Applicants respectfully request entry of the Amendment and reconsideration of the claims. Claim 1 has been amended to a method "consisting of" administering a therapeutically effective amount of pyridoxal-5'-phosphate. Support for the amendment to claim 1 can be found throughout the specification, including at page 52, lines 15-19. Support for new claims 7-11 can be found throughout the specification, including at page 21, line 10 to page 22, line 7; at page 22, lines 24-30; at page 23, line 28 to page 24, line 8; and at page 24, lines 16-23. No new matter has been added by the amendments and new claims. Applicants respectfully request reconsideration and withdrawal of the rejection under 35 USC § 103.

#### **Rejection under 35 USC § 103(a)**

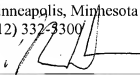
In the Office Action of October 27, 2006, the Examiner maintains the rejection of claims 1 and 5-6 as allegedly being unpatentable over Skochii et al. Specifically, the Examiner states that the open language of claim 1 allows for the administration of any number of additional, active agents in a method of treating ischemic stroke. The Examiner also indicated that the claims would be allowable if Applicants amended claim 1 to recite "consisting of" instead of "comprising". Although Applicants do not agree with the rejection, Applicants have amended claim 1 to recite "consisting of". Applicants reserve the right to pursue the claims with the term "comprising" in future continuation applications. Applicants respectfully request reconsideration and withdrawal of the rejection under 35 U.S.C. § 103(a).

**Summary**

In view of the above amendments and remarks, Applicants respectfully request a Notice of Allowance. If the Examiner believes a telephone conference would advance the prosecution of this application, the Examiner is invited to telephone the undersigned at the below-listed telephone number.

Respectfully submitted,  
MERCHANT & GOULD P.C.  
P.O. Box 2903  
Minneapolis, Minnesota 55402-0903  
(612) 332-3300

Date: April 26, 2007

  
\_\_\_\_\_  
Brian R. Dorn, Ph.D.  
Reg. No. 57,395

**23552**

PATENT TRADEMARK OFFICE